

SPECIAL CITY COUNCIL MEETING
FEBRUARY 17, 1998

PRESENT

R. Dale Roper
Wesley Bloomfield
Bruce Curtis
Robert Dekker
Glen Swalberg

Mayor
Council Member
Council Member
Council Member
Council Member

ABSENT

Gayle Bunker

Council Member

ALSO PRESENT

Dorothy Jeffery
Neil Forster
Richard Waddingham
Judy Baker
Deb Greathouse
Brian McPhail
Derin Phelps
Sam Bushman
Curt Crosby
Ruth Hansen

City Recorder
Public Works Director
City Attorney
City Treasurer
City Librarian
Sunrise Engineering
Millard County Chronicle/Progress
KNAK Radio
KNAK Radio
City Resident

Mayor Roper called the meeting to order at 7:00 p.m. Dorothy Jeffery, City Recorder, acted as Secretary. Mayor Roper stated that notice of the meeting time, place, and agenda was posted at the principal office of the governing body, located at 76 North 200 West, and was provided to the Millard County Chronicle/Progress, KNAK Radio, and to each member of the City Council, by personal delivery, at least two days prior to the meeting.

Council Member Bruce Curtis offered an invocation, after which Mayor Roper led the Council in the Pledge of Allegiance.

UNFINISHED BUSINESS

CITY ATTORNEY RICHARD WADDINGHAM: AMENDMENT TO ORDINANCE NO. 86-103, PROVIDING FOR VACATION OF CERTAIN PORTIONS OF SECOND SOUTH STREET, THIRD SOUTH STREET, THIRD EAST STREET, AND FOURTH EAST STREET

City Attorney Richard Waddingham distributed copies of the following ordinance:

ORDINANCE NO. 98-188

AN ORDINANCE AMENDING ORDINANCE 86-103 RATIFYING THE VACATION OF THAT PORTION OF 200 SOUTH STREET LYING BETWEEN 300 EAST STREET AND 400 EAST STREET, DELTA, UTAH EXCEPTING THEREFROM 33.0 FEET LOCATED ON 200 SOUTH STREET BETWEEN 300 EAST AND 400 EAST STREETS (KNOWN AS 350 EAST STREET) DELTA, UTAH AND AUTHORIZING THE DELTA CITY MAYOR TO EXECUTE QUIT CLAIM DEEDS IN FURTHERANCE THEREOF; REPEALING THOSE SECTIONS VACATING STREETS ADJACENT TO BLOCK 25, DELTA TOWNSITE, PLAT "A", AS AMENDED AND DECLARING SUCH STREETS DEDICATED AND ABANDONED TO PUBLIC USE.

Attorney Waddingham told the Council that the recitations in the first part of the ordinance were copied from Ordinance No. 86-103 but, beginning with the paragraph marked "G.", he has incorporated the determination of the current City Council that the conditions set forth in Ordinance 86-103 are cumbersome and not necessary. He has also added that the Council has determined that vacation of a portion of 200 South Street should be ratified but that the vacation of streets adjacent to Block 25 should be repealed inasmuch as they have been used as City streets for over ten years since the passing of Ordinance No. 86-103.

Attorney Waddingham advised the Council of all changes made in amending Ordinance No. 86-103.

Following discussion, Council Member Robert Dekker MOVED to pass and adopt Ordinance No. 98-188, an ordinance amending Ordinance No. 86-103, as presented. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote:

Wesley Bloomfield	Yes
Gayle Bunker	Absent
Bruce Curtis	Yes
Robert Dekker	Yes
Glen Swalberg	Yes

The motion passed unanimously.

NEW BUSINESSMAYOR DALE ROPER: APPLICATION FOR COMMUNITY DEVELOPMENT BLOCK GRANT FUNDING FOR 1998-1999 FOR LIBRARY EXPANSION PROJECT

Mayor Roper explained that one of the requirements of receiving the Community Development Block Grant (CDBG) is that two public hearings be held. The first public hearing was held on Monday, November 24, 1997 and the one held just prior to this meeting is the second public

hearing. This item was put on the agenda for consideration and approval, by the Council, of the application for and acceptance of funds from the Community Development Block Grant for Small Cities Program.

Council Member Wesley Bloomfield asked Mayor Roper if the funds would be available next year if they are not used this year. Mayor Roper answered that the funds could be used next year, if not used this year, as long as the funds are used for library expansion. In the event a bond election fails, these funds would still be available for use in library expansion.

Following discussion, Council Member Wesley Bloomfield MOVED to approve the application for Community Development Block Grant Funding for 1998-1999 for the library expansion project. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he asked for a vote. The motion passed unanimously.

MAYOR DALE ROPER: APPLICATION FOR PERMANENT COMMUNITY IMPACT BOARD FUNDING FOR LIBRARY EXPANSION PROJECT

Mayor Roper explained that one of the requirements for application of Community Impact Board (CIB) funding is that a public hearing be held. This public hearing was held earlier this evening. Mayor Roper stated that this item is on the agenda for consideration and approval of the application by the Council. We have made application for a 50% grant and 50% low interest loan but, until the Permanent Community Impact Board makes their decision, we will not know how much will be a grant and how much we will need to bond for.

Following discussion, Council Member Glen Swalberg MOVED to approve the application for Permanent Community Impact Board funding for the library expansion project. The motion was SECONDED by Council Member Wesley Bloomfield. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

MAYOR DALE ROPER: PROPOSED ZONE CHANGE FROM INDUSTRIAL DEVELOPMENT (ID) TO I-1 (LIGHT INDUSTRIAL) ON PROPERTY LOCATED ON THE EAST SIDE OF 1000 WEST STREET, RUNNING FROM 100 NORTH STREET TO APPROXIMATELY 320 NORTH; AND RUNNING APPROXIMATELY 855.6 FEET EAST FROM 1000 WEST STREET (APPROX. 25.9 ACRES)

Mayor Roper noted that this item was put on the agenda for consideration and approval. However, the published agenda omitted the language showing that the item was for consideration and approval.

Mayor Roper stated that the public hearing on this proposed zone change was held on Monday, February 9, 1998, but we failed to get the item on the agenda for the Regular City Council Meeting held that evening. There were no negative comments regarding the proposed zone change received at the public hearing.

City Attorney Waddingham distributed copies of the following proposed ordinance:

ORDINANCE NO. 98-189

AND ORDINANCE OF THE CITY COUNCIL OF DELTA, UTAH AMENDING THE ZONE DISTRICT BOUNDARIES TO RECLASSIFY CERTAIN PROPERTY FROM INDUSTRIAL DEVELOPMENT (ID) TO LIGHT INDUSTRIAL (I-1) FOR PROPERTY LOCATED EAST OF AND CONTIGUOUS TO 1000 WEST STREET, FROM 100 NORTH STREET TO APPROXIMATELY 320 NORTH; AND RUNNING APPROXIMATELY 855.6 FEET EAST FROM 1000 WEST STREET, DELTA, UTAH (APPROXIMATELY 25.9 ACRES) AND AMENDING APPENDIX 6 TO THE INDUSTRIAL ZONES MAKING IT A CONDITIONAL USE TO OPERATE SEXUALLY ORIENTED BUSINESSES (AS ESTABLISHED UNDER DELTA CITY ORDINANCE NO. 97-184) WITHIN THE LIGHT INDUSTRIAL ZONE (I-1).

Following discussion, Council Member Robert Dekker MOVED to pass and adopt Ordinance No. 98-189, an ordinance of the City Council of Delta, Utah, amending the zone district boundaries to reclassify certain property from Industrial Development (ID) to Light Industrial (I-1) and amending Appendix 6 to the Zoning Ordinance making it a Condition Use to operate a sexually oriented business (as established under Delta City Ordinance No. 97-184) within the Light Industrial zone (I-1). The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a roll call vote. The voting was as follows:

Wesley Bloomfield	Yes
Gayle Bunker	Absent
Bruce Curtis	Yes
Robert Dekker	Yes
Glen Swalberg	Yes

The motion passed unanimously.

OTHER BUSINESS

Council Member Glen Swalberg suggested that a meeting be held, at some point prior to the bond election for library expansion funds, for the purpose of answering questions which the public might have regarding the proposed expansion. Mayor Roper and other Council Members agreed with the idea.

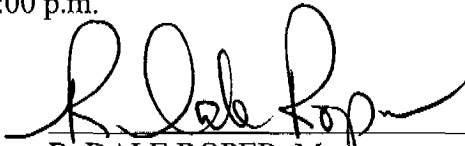
Council Member Wesley Bloomfield noted that the local internet access provider is apparently going out of business, which will create problems for local internet access. Mayor Roper reported that the Co-op in Fillmore has been approached regarding taking over the local business and there is also an internet access provider in Nephi which is interested in providing service to Delta residents.

The internet access in the Delta City Library is carried, along with all schools and public libraries, through the University of Utah.

Sam Bushman asked a number of questions regarding the school/public library internet connections, which were answered by Mayor Roper and Council Members.

Mayor Roper asked if there were any additional comments, questions, or other items to be discussed. There being none, Council Member Robert Dekker MOVED to adjourn the meeting. The motion was SECONDED by Council Member Glen Swalberg. Mayor Roper asked if there were any comments or questions regarding the motion. There being none, he called for a vote. The motion passed unanimously.

Mayor Roper declared the meeting adjourned at 8:00 p.m.



R. DALE ROPER, Mayor

DOROTHY JEFFERY, City Recorder

MINUTES APPROVED: RCCM 03-09-98